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Notice of Allowability	Application No.	Applicant(s)	
	10/650,899	KAAFARANI ET AL.	
	Examiner	Art Unit	
	Uyen-Chau N. Le	2876	

-- The MAILING DATE of this communication appears on the cover sheet with the correspondence address--

All claims being allowable, PROSECUTION ON THE MERITS IS (OR REMAINS) CLOSED in this application. If not included herewith (or previously mailed), a Notice of Allowance (PTOL-85) or other appropriate communication will be mailed in due course. **THIS NOTICE OF ALLOWABILITY IS NOT A GRANT OF PATENT RIGHTS.** This application is subject to withdrawal from issue at the initiative of the Office or upon petition by the applicant. See 37 CFR 1.313 and MPEP 1308.

1. ☐ This communication is responsive to ____.
2. ☒ The allowed claim(s) is/are 1-20.
3. ☒ The drawings filed on 28 August 2003 are accepted by the Examiner.
4. ☐ Acknowledgment is made of a claim for foreign priority under 35 U.S.C. § 119(a)-(d) or (f).
 - a) ☐ All b) ☐ Some* c) ☐ None of the:
 1. ☐ Certified copies of the priority documents have been received.
 2. ☐ Certified copies of the priority documents have been received in Application No. ____.
 3. ☐ Copies of the certified copies of the priority documents have been received in this national stage application from the International Bureau (PCT Rule 17.2(a)).

* Certified copies not received: ____.

Applicant has THREE MONTHS FROM THE "MAILING DATE" of this communication to file a reply complying with the requirements noted below. Failure to timely comply will result in ABANDONMENT of this application.

THIS THREE-MONTH PERIOD IS NOT EXTENDABLE.

5. ☐ A SUBSTITUTE OATH OR DECLARATION must be submitted. Note the attached EXAMINER'S AMENDMENT or NOTICE OF INFORMAL PATENT APPLICATION (PTO-152) which gives reason(s) why the oath or declaration is deficient.
6. ☐ CORRECTED DRAWINGS (as "replacement sheets") must be submitted.
 - (a) ☐ including changes required by the Notice of Draftsperson's Patent Drawing Review (PTO-948) attached
 - 1) ☐ hereto or 2) ☐ to Paper No./Mail Date ____.
 - (b) ☐ including changes required by the attached Examiner's Amendment / Comment or in the Office action of Paper No./Mail Date ____.

Identifying indicia such as the application number (see 37 CFR 1.84(c)) should be written on the drawings in the front (not the back) of each sheet. Replacement sheet(s) should be labeled as such in the header according to 37 CFR 1.121(d).
7. ☐ DEPOSIT OF and/or INFORMATION about the deposit of BIOLOGICAL MATERIAL must be submitted. Note the attached Examiner's comment regarding REQUIREMENT FOR THE DEPOSIT OF BIOLOGICAL MATERIAL.

Attachment(s)

- | | |
|--|--|
| 1. <input checked="" type="checkbox"/> Notice of References Cited (PTO-892) | 5. <input type="checkbox"/> Notice of Informal Patent Application (PTO-152) |
| 2. <input type="checkbox"/> Notice of Draftsperson's Patent Drawing Review (PTO-948) | 6. <input checked="" type="checkbox"/> Interview Summary (PTO-413),
Paper No./Mail Date <u>11/12/04</u> . |
| 3. <input type="checkbox"/> Information Disclosure Statements (PTO-1449 or PTO/SB/08),
Paper No./Mail Date ____ | 7. <input checked="" type="checkbox"/> Examiner's Amendment/Comment |
| 4. <input type="checkbox"/> Examiner's Comment Regarding Requirement for Deposit
of Biological Material | 8. <input checked="" type="checkbox"/> Examiner's Statement of Reasons for Allowance |
| | 9. <input type="checkbox"/> Other ____. |

EXAMINER'S AMENDMENT

1. An examiner's amendment to the record appears below. Should the changes and/or additions be unacceptable to applicant, an amendment may be filed as provided by 37 CFR 1.312. To ensure consideration of such an amendment, it MUST be submitted no later than the payment of the issue fee.

Authorization for this examiner's amendment was given in a telephone interview with Mr. Dunn (Reg. 30,556) on 12 November 2004 in order to place the instant application in the proper form for an allowance (i.e., to have proper support) by correcting minor informalities in claims 1, 8-12, 16, the abstract, the Brief Summary of the Invention, and the Specification.

The application has been amended as follows:

IN THE CLAIMS:

Re claim 1, line 16: Substitute "the remote dispensing center" with -- the selected remote dispensing center --.

Re claim 8, line 9: Substitute "a patient" with -- the patient --.

Re claim 9, line 1: Substitute "a patient" with -- the patient --.

Re claim 10, line 1: Substitute "a patient" with -- the patient --.

Re claim 11, line 1: Substitute "an electronic copy" with -- the electronic copy --.

Re claim 11, line 2: Substitute "a remote receiver" with -- the selected remote receiver --.

Re claim 12, line 1: Substitute "an electronic copy" with -- the electronic copy --.

Re claim 12, line 2: Substitute "a remote receiver" with -- the selected remote receiver --.

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Re claim 16, lines 16-17: Substitute "patient prescription information" with -- the patient prescription information --.

Re claim 16, line 17: Substitute "selected dispensary" with -- the selected dispensary --.

Re claim 16, line 19: Substitute "patient prescription information" with -- the patient prescription information --.

Re claim 16, line 20: Substitute "insurance information" with -- the insurance information --.

IN THE ABSTRACT:

Re abstract, line 1: Substitute "The present invention provides a" with -- A --.

IN THE BRIEF SUMMARY OF THE INVENTION:

Re Brief Summary of the Invention, line 17 (i.e., before "Detailed Description): Please insert the following.

-- Figure 1: An illustrative, but not limiting embodiment of a method of processing data and dispensing medical prescriptions according to the present invention is set forth in a representative flow chart.

Figure 2: Another embodiment of the present invention setting forth process steps wherein a software control system is used to control processing of data relating to a prescription filling method. --

IN THE SPECIFICATION:

Re specification, page 6, line 28: Substitute "Figure F" with -- Box F --.

Re specification, page 8, line 17: Substitute "Figure 3" with -- Figure 2 --.

Allowable Subject Matter

2. Claims 1-20 are allowed.
3. The following is an examiner's statement of reasons for allowance:

The prior art of records and all other cited references, taken alone or in combination, fails to teach or fairly suggest the specific structure or the method for providing prescription products to a patient comprising, among other steps, a step of generating a list of available dispensaries having remote receivers, based on synthesis of the personal identification information and prescription information, and displaying the list to a patient via the electronic user interface; communicating an electronic copy of patient prescription information and insurance information to the remote receiver of the selected dispensary via the electronic communication means as set forth in the claimed combinations.

Any comments considered necessary by applicant must be submitted no later than the payment of the issue fee and, to avoid processing delays, should preferably accompany the issue fee. Such submissions should be clearly labeled "Comments on Statement of Reasons for Allowance."

Conclusion

4. The prior art made of record and not relied upon is considered pertinent to applicant's disclosure.

The patents to Lion (US 6,330,491); Schoonen et al (US 6,352,200); Goetz (US 6,421,650); Kobylevsky (US 6,493,427); Rose et al (US 4,695,954); Schoonen et al (US 6,152,364); Lion (US 6,438,451); Wallace et al (US 6,564,121); Reese (US 6,711,460);

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Rosenblum (US 6,529,801); Walker et al (US 5,883,370); Mayaud (US 5,845,255); Williams et al (US 6,561,977) are cited as of interest and illustrate to a similar structure of a method of dispensing medical prescriptions.

Any inquiry concerning this communication or earlier communications from the examiner should be directed to Uyen-Chau N. Le whose telephone number is 571-272-2397. The examiner can normally be reached on Mon, Wed. and Fri. 5:30AM-6:00PM.

If attempts to reach the examiner by telephone are unsuccessful, the examiner's supervisor, MICHAEL G LEE can be reached on 571-272-2398. The fax phone number for the organization where this application or proceeding is assigned is 703-872-9306.

Information regarding the status of an application may be obtained from the Patent Application Information Retrieval (PAIR) system. Status information for published applications may be obtained from either Private PAIR or Public PAIR. Status information for unpublished applications is available through Private PAIR only. For more information about the PAIR system, see <http://pair-direct.uspto.gov>. Should you have questions on access to the Private PAIR system, contact the Electronic Business Center (EBC) at 866-217-9197 (toll-free).



Uyen-Chau N. Le
November 12, 2004



THIEN M. LE
PRIMARY EXAMINER